IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Joseph R. LAKOWICZ et al.

Serial No.: 10/088,646 Group Art Unit: Not Yet Assigned

Filed: March 20, 2002 Examiner: Not Yet Assigned

For: LONG WAVELENGTH LONG LIFETIME LUMINOPHORES

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

Timing and Fees

\boxtimes		ler 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information losure statement is filed:						
			three months of the filing date of a national application other than a CPA § 1.53(d);					
			three months of the actual filing date of the national phase of a PCT ation; OR					
	\boxtimes	before RCE).	the mailing of a first substantive office action (including after filing of an					
			.R. § 1.97(c), this information disclosure statement is filed after the periods 7 C.F.R. § 1.97(b), but before the mailing date of:					
			a final rejection under 37 C.F.R. 1.113;					
			termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR					
			a notice of allowance under 37 C.F.R. § 1.311; and					

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		is acco	ompanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).
			R. § 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:
			a final action under 37 C.F.R. § 1.113;
			termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR
			a notice of allowance under 37 C.F.R. § 1.311;
	AND i	is filed o	on or before payment of the issue fee; AND is accompanied by:
			the statement as specified in 37 C.F.R. \S 1.97(e) as set forth below, and the fee of \$180.00 under 37 C.F.R. \S 1.17(p).
Staten	nents Ur	nder 37	C.F.R. 1.97(e)
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.
Cited 1	Materia	<u>ls</u>	
		ancesto	of materials listed but not attached were cited in benefit (35 U.S.C. § 120) or application Serial No, on Form 892 by the Examiner and/or Form by the applicant; see 37 C.F.R. § 1.98(d).
	\boxtimes		s of materials listed but not attached were cited in an international search dated November 1, 2001.
	\boxtimes	Copies	s of the materials listed are attached (except for the foregoing).

Non-English	Language References					
\boxtimes	An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).					
	A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:					
	 X = document of particular relevance when it is taken alone Y = document of particular relevance when it is combined with another such document A = document defining the general state of the art O = non-written disclosure P = intercalated document T = document cited to understand the theory or principle underlying the invention E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date D = cited in the application L = cited for another reason & = publication of member of same patent family 					
	Translation of other relevant information on foreign search report					
	[insert necessary translation here]					
Other Inform	<u>nation</u>					
Payment of	Fees Due (If Any):					
A ch	eck for \$ covering the fee identified above is attached.					
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The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

Aythony J/Zelano, Reg. No. 27,969

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Attorney Docket No.: ART-1

Date: February 20, 2004

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				Application Number	10/088,646	
INFOR	MATION I	DISCL	.OSURE	Filing Date	March 20, 2002	
STATE	EMENT BY	/ APP	LICANT	First Named Inventor	Joseph R. LAKOWICZ	
				Group Art Unit	Not Yet Assigned	
(u	se as many shee	ets as nece	essary)	Examiner Name	Not Yet Assigned	
Sheet	1	of	1	Attorney Docket Number	ART-1	

U.S. PATENT DOCUMENTS								
Examiner Initials * Cite No.1		U.S. Patent Docu	ment Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY			
	A1	5,238,808		BARD et al.	08/24/1993			
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	FOREIGN PATENT DOCUMENTS							
			Foreign Patent Docu	ment		Date of Publication of	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	Cite No.1	Office ³	Number⁴	Kind Code ⁵ (<i>if known</i>)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T ⁶
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.